



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: NINKOV Examiner: UNKNOWN
Serial No.: 10/715,886 Group Art Unit: UNKNOWN
Filed: NOVEMBER 17, 2003 Docket: 12996.1USC2
Title: COMPOSITION FOR TREATMENT OF INFECTIONS OF HUMANS AND ANIMALS

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 20, 2004.

By: Kristine A. Walek

Name: Kristine A. Walek

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

23552

PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Information Disclosure Statement and Form 1449
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
612.332.5300

By: Anna M. Nelson

Name: Anna M. Nelson

Reg. No.: 48,935

ANelson:PLSkaw



S/N 10/715,886

PATENT

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By: 
Name: Kristina A. Wach

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing of a first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. § 1.114 or a CPA under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. § 1.98(d), a copy of each document or other information listed on the enclosed Form 1449 is not provided because it was previously cited by or submitted to the U.S. Patent and Trademark Office in parent applications, U.S. Serial No. 10/143,096 filed on May 10, 2002, now U.S. Patent No. 6,414,036 B1 and U.S. Serial No. 09/499,197 filed on February 7, 2000, now U.S. Patent No. 6,649,660 B2.

In accordance with 37 C.F.R. § 1.98(a)(2)(i), a copy U.S. Patent No. 6,649,660 B2 listed on the enclosed Form 1449 is not provided, as this application was filed after June 30, 2003.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to

establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

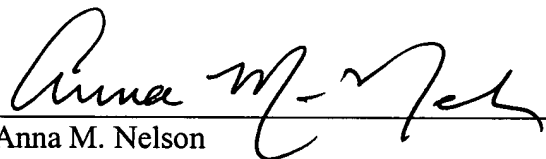
Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Date: February 20, 2004


Anna M. Nelson
Reg. No. 48,935
AMN:PLSkaw





FORM 1449*

INFORMATION DISCLOSURE STATEMENT

IN AN APPLICATION

(Use several sheets if necessary)

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Group Art Unit: UNKNOWN

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	3,692,916	09/19/1972	La Barbera			
	3,966,779	06/29/1976	Satzinger et al.			
	4,130,638	12/19/1978	Dhabhar et al.			
	4,380,506	04/19/1983	Kimura et al.			
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	5,061,491	10/29/1991	Deryabin			
	5,158,774	10/27/1992	Inman			
	5,733,530	03/31/1998	Bacca et al.			
	5,801,153	09/01/1998	Badaway			
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	6,649,660 B2	11/18/2003	Ninkov			

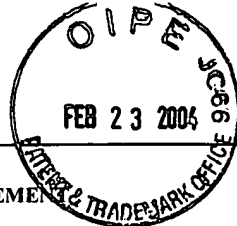
FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	1 692 045 A	05/06/1971	DE			Abstract	
	3 511 862 A	10/09/1986	DE			Abstract	

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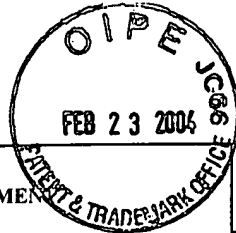
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	Applicant: NINKOV	
	Filing Date: 11/17/2003	Group Art Unit: UNKNOWN

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
		"A D P (Emulsified Oil of Oregano)", file://\Audrey\sharedfiles\Oregano%20Information\Similar%20or%20Competing%20Products, 3 pages (Printed May 16, 2001)
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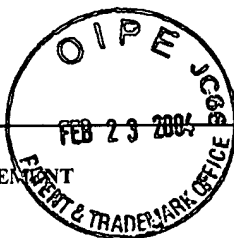
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